

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application

Inventors: Kazuyuki MIYA Art Unit: 2685
Application No.: 09/914,569
Filed: August 31, 2001
For: BASE STATION APPARATUS AND METHOD FOR WIRELESS
COMMUNICATIONS

CERTIFICATION UNDER 37 CFR §1.97(e)(1)

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

In fulfillment of 37 CFR 1.97(c)(1) and 1.97(e)(1), it is hereby certified that each item of information contained in the attached Information Disclosure Statement was first cited in any communication (see the attached copy of a Foreign Search Report dated June 29, 2005) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: August 31, 2005

JEL/jpf

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Pat Unit: 2685

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. GB '828, WO '024, WO '543, WO '520, and US '350 were cited in an European Search Report dated June 29, 2005 (copy attached).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: August 31, 2005

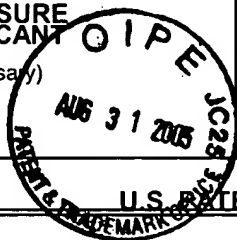
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FORM PTO-1449 U.S. Department of Commerce
(Rev. 4/92) Patent and Trademark Office

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)



ATTY. DOCKET NO.

L9289.01177

SERIAL NO.

09/914,569

APPLICANT

Kazuyuki MIYA

FILING DATE

August 31, 2001

GROUP

2685

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	5 9 6 0 3 5 0	09/1999	Schorman et al.			

FOREIGN PATENT DOCUMENTS

DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
					YES	NO
2 3 0 9 8 5 8	08/1997	GB				
9 8 1 4 0 2 4	04/1998	WO				
9 7 0 0 5 4 3	01/1997	WO				
9 9 3 0 5 2 0	06/1999	WO				

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

European Search Report dated June 29, 2005.

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered.
Include copy of this form with next communication to applicant.